

Von: Zentrum fuer Humangenetik

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02 Aug. 2001 13:50 S3

ABS.: BOHMANN & LOOSEN;

08951556413;

2-AUG-01 13:38;

SEITE 4/7

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket No.:	BOH6278P0010US
		First Named Inventor:	Jorn Bullerdick
		<i>COMPLETE IF KNOWN</i>	
		Application Number:	
		Filing Date:	
		Group Art Unit:	
Declaration 9 Submitted With Initial Filing	Declaration Submitted After Initial Filing (surcharge (37 CFR 1.16(a)) required	Examiner Name:	

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Preparation for the Prevention and/or Treatment of a Tissue Change of Mesenchymal Origin, the specification of which:

9 is attached hereto; or

was filed on February 4, 2000 as Application Serial No. International Application PCT/DE00/00364 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
199 04 514.3	DE	02/04/1999	9	9	:
199 43 786.6	DE	09/13/1999	9	9	:
199 43 787.4	DE	09/13/1999	9	9	:

9 Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit of any United States application(s) listed below.

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Application Number(s)	Filing Date	
		9 Additional application numbers are listed on a supplemental priority data sheet attached hereto.

The undersigned hereby authorizes the U.S. attorney(s) or agent(s) named herein to accept and follow instructions from the assignee, if any, of the undersigned or from as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney(s) or agent(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney(s) or agent(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence J. Chapa	Reg. No. <u>39,135</u>	Martin L. Katz	Reg. No. <u>25,011</u>	Keith V. Rockey	Reg. No. <u>24,713</u>
Randall T. Erickson	Reg. No. <u>33,872</u>	Kathleen A. Lyons	Reg. No. <u>31,852</u>	Thomas I. Ross	Reg. No. <u>29,275</u>
Stephen D. Geimer	Reg. No. <u>28,846</u>	John P. Milnamow	Reg. No. <u>20,635</u>	Joel E. Siegel	Reg. No. <u>25,440</u>
H. Vincent Harsha	Reg. No. <u>18,045</u>	Lisa V. Mueller	Reg. No. <u>38,978</u>	Paul M. Vargo	Reg. No. <u>29,116</u>
Allen J. Hoover	Reg. No. <u>24,103</u>	Paul M. Odell	Reg. No. <u>28,332</u>		

whose mailing address for this application is: **ROCKEY, MILNAMOW & KATZ, LTD.**
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PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: <u>1-00 Jörn Bullerdiek</u>	
Citizenship:	Germany <u>DEX</u>
Residence:	In Der Poggenkuhle 23 D-28357 Bremen Germany
Post Office Address (if different):	
Signature: <u>[Signature]</u>	Date: <u>August 2, 2001</u>
9 A petition has been filed for this unsigned inventor.	

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Applicant or Patentee: Jorn BullerdickAny Docket No. BOH627AP0010USSerial or Patent No. NOT YET ASSIGNED

Filed or Issued:

For: Preparation for the Prevention and/or Treatment of a Tissue Change of Mesenchymal Origin**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**
(37 C.F.R. 1.9(f) AND 1.27(b) - INDEPENDENT INVENTOR)

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees to the United States Patent and Trademark Office with regard to the invention entitled:

Preparation for the Prevention and/or Treatment of a Tissue Change of Mesenchymal Origin described in:

☒ the specification filed herewith.☐ Application Serial No. _____, filed _____☐ Patent No. _____, issued _____

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed, or am under an obligation under contract or under law to assign, grant, convey, or license any rights in the invention, is listed below:

☒ no such person, concern, or organization.☐ person, concerns, or organizations listed below.*

*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL☐ SMALL BUSINESS CONCERN☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL☐ SMALL BUSINESS CONCERN☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL☐ SMALL BUSINESS CONCERN☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Jorn Bullerdick

NAME OF INVENTOR _____

Signature of Inventor _____

Date August 2, 2001

NAME OF INVENTOR _____

Signature of Inventor _____

Date _____

NAME OF INVENTOR _____

Signature of Inventor _____

Date _____